



U.S. Department of Justice

*United States Attorney
Southern District of New York*

*86 Chambers Street
New York, New York 10007*

February 3, 2023

BY ECF

Honorable Jennifer L. Rochon
United States District Judge
United States District Court
500 Pearl Street
New York, NY 10007

Re: *ACLU v. FBI*, 21 Civ. 10719 (JLR)

Dear Judge Rochon:

In accordance with the Court's December 6, 2022, Order, ECF No. 25, we write jointly on behalf of Defendant the Federal Bureau of Investigation ("FBI") and Plaintiff the American Civil Liberties Union ("ACLU") to provide the Court an update on the status of this matter.

As the Parties advised in their last status report, on December 2, 2023, the FBI provided a draft *Vaughn* index of documents withheld in full. Since the Parties' last status report, on January 12, 2023, ACLU sent questions asking for additional information regarding certain withholdings, to which the FBI is in the process of responding.

The Parties need additional time to try to resolve any disputes regarding withholdings in this matter, and respectfully request 60 days to advise the Court as to the status of those discussions and whether summary judgment briefing will be necessary.

Respectfully submitted,

DAMIAN WILLIAMS
United States Attorney

By: /s/ Dominika Tarczynska
DOMINIKA TARCZYNSKA
Assistant United States Attorney
Tel. (212) 637-2748
Fax (212) 637-2686
dominika.tarczynska@usdoj.gov

Attorney for Defendant

And

/s/ Laura Moraff

Laura Moraff

Nathan Freed Wessler

American Civil Liberties Union Foundation

125 Broad Street, 18th Floor

New York, NY 10004

(212) 549-2500

lmoraff@aclu.org

nwessler@aclu.org

Robert Hodgson

Daphna Spivack

New York Civil Liberties Union Foundation

125 Broad Street, 19th Floor

New York, NY 10004

(212) 607-3300

rhodgson@nyclu.org

Counsel for Plaintiff

Request **GRANTED**. The parties shall, by **April 4, 2023**, provide another status report to the Court, including proposed next steps for this action.

This action has been pending since December 2021. The Court expects the parties to use this time efficiently and proceed expeditiously.

Dated: February 6, 2023
New York, New York

SO ORDERED

A handwritten signature in black ink, reading "Jennifer Rochon", written over a horizontal line.

JENNIFER L. ROCHON

United States District Judge